

#19
Renewed Pet
to up abcd
001/018
DW

60,130-391
99AUT080

UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

JUL 07 2004

OFFICIAL

Appellant: Griffiths
Serial No.: 09/525,741
Filed: March 14, 2000
Group Art Unit: 3619
Examiner: Royal, P.
Title: AIR SPRING

RENEWED PETITION UNDER 37 CFR 1.181

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Decision on Petition to Withdraw the Holding of Abandonment, mailed May 21, 2004, Appellant hereby provides the attached Statement under 37 CFR 1.8(b)(3). The attached Statement specifically addresses the previous petition, which had failed to provide a statement attesting to the personal knowledge of the one sending the original response by facsimile transmission on the date indicated on the certificate, by the person who signed the certificate.

Appellant hereby respectfully states that this renewed petition meets all requirements delineated in the Decision on Petition to Withdraw the Holding of Abandonment to support Appellant's position that the appeal brief was timely filed.

OFFICIAL JUL 07 2004

CENTRAL FAX CENTER

60,130-391
99AUT080

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Alternatively, if the appeal brief is considered to be untimely filed, please consider this letter a Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b). The entire delay in filing the required reply until the filing of this petition under 37 CFR 1.137(b) was unintentional. Meritor HVS Limited ultimately owns this application.

The Commissioner is hereby authorized to charge the petition fee and any other necessary fees to Deposit Account no. 50-1482, in the name of Carlson, Gaskey & Olds, P.C.

Respectfully submitted,

CARLSON, GASKEY & OLDS, P.C.

By: _____

David L. Wisz
Reg. No. 46,350
400 W. Maple Road
Suite 350
Birmingham, MI 48009
(248) 988-8360

Dated: July 7, 2004

N:\Clients\MERITOR\Files 001 to 999\tp00391\PATENT\Renewed petition to revive.doc

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, (703) 872-9306, on July 7, 2004.

Beth A Beard
Beth A Beard

60,130-391
99AUT080

UNITED STATES PATENT AND TRADEMARK OFFICE

Appellant: Griffiths
Serial No.: 09/525,741
Filed: March 14, 2000
Group Art Unit: 3619
Examiner: Royal, P.
Title: AIR SPRING

STATEMENT UNDER 37 CFR 1.8(b)(3)

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I, Raimi Blackerby, state the following:

1. I was employed at Carlson, Gaskey & Olds, P.C. on February 7, 2002.
2. I was the assistant to David L. Wisz, Registration No. 46, 350, and handled his correspondence with the United States Patent and Trademark Office.
3. I have reviewed an Appeal Brief filed on February 7, 2002. I believe I personally transmitted the appeal brief to the United States Patent and Trademark Office as I signed the Certificate of Facsimile. I would not do so unless I then sent the document. I did, however, unintentionally transpose the last two numbers of the facsimile number from 703-872-9327 to 703-872-9372 as indicated by the transmission confirmation attached hereto.
4. I therefore have personal knowledge and was the person in question who sent the original response by facsimile transmission on February 7, 2002 in the normal course of my responsibilities as an assistant to David L. Wisz at Carlson, Gaskey & Olds, P.C.
5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and, further, that these

60.130-391
99AUT080

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that said willful false statements may jeopardize the validity of the application or any patent issued thereon.

Raimi Blackerby
Raimi Blackerby

Dated: July 1, 2004